

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON FISH, WILDLIFE AND PARKS**

**Call to Order:** By Chairman Mike Milburn, on February 1, 2007 at 3:45 P.M., in Room 152 Capitol.

#### **ROLL CALL**

**Members Present:**

Rep. Mike Milburn, Chairman (R)  
Rep. Robyn Driscoll, Vice Chairman (D)  
Rep. Gordon R. Hendrick, Vice Chairman (R)  
Rep. Debby Barrett (R)  
Rep. Arlene Becker (D)  
Rep. Gary Branae (D)  
Rep. George G. Groesbeck (D)  
Rep. Edward Hilbert (R)  
Rep. Rick Jore (C)  
Rep. Harry Klock (R)  
Rep. Roger Koopman (R)  
Rep. Ken Peterson (R)  
Rep. Mike Phillips (D)  
Rep. Chas Vincent (R)  
Rep. John Ward (R)

**Members Excused:** Rep. Douglas Cordier (D)  
Rep. Ernie Dutton (R)  
Rep. Kendall Van Dyk (D)  
Rep. Bill Wilson (D)

**Members Absent:** None.

**Staff Present:** Debra Polhemus, Committee Secretary  
Doug Sternberg, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: HJ 12, 1/19/2007; HB 232, 1/24/2007  
Executive Action: HB 199; HB 264; HB 284

**HEARING ON HJ 12**

**Opening Statement by Sponsor:**

00:02:03 Rep. Kevin Furey (D), HD 91, opened the hearing on HJ 12, Urge designation of Milltown dam reclamation area as state park.

**Proponents' Testimony:**

00:04:43 Michael Kustudia, Missoula resident and member of Clark Fork River Clean Up Committee  
00:07:28 Gary Matson, Milltown area resident  
00:09:48 Judy Matson, Milltown area resident  
00:12:09 David Goodhart, Missoula resident and fishing guide

**Opponents' Testimony:**

00:13:43 Harley Jones, Missoula resident  
[EXHIBIT\(fih22a01\)](#)  
[EXHIBIT\(fih22a02\)](#)  
00:21:10 Paul Layton, Sr., Chair, Save our Bridge Committee

**Informational Testimony:**

00:23:42 Joe Maurier, Park Administrator, Fish, Wildlife & Parks  
[EXHIBIT\(fih22a03\)](#)

**Questions from Committee Members and Responses:**

00:28:13 Rep. Groesbeck  
00:29:59 Rep. Hilbert  
00:37:10 Rep. Vincent  
00:42:51 Rep. Jore  
00:44:49 Rep. Hendrick  
00:46:19 Rep. Peterson  
00:54:21 Rep. Barrett  
00:55:51 Chairman Milburn

**Closing by Sponsor:**

00:57:27 Rep. Kevin Furey

**HEARING ON HB 232**

**Opening Statement by Sponsor:**

01:01:01 Rep. Bob Lake (R), HD 88, opened the hearing on HB 232, Nonresident seniors/fish & hunt game birds upon purchase of conservation license.

**Proponents' Testimony:** None

**Opponents' Testimony:**

01:07:34 Jeff Hagener, Director, Fish, Wildlife & Parks

**EXHIBIT(fih22a04)**

01:09:47 Mark Aagenes, Montana Trout Unlimited

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

01:10:35 Rep. Ward

01:12:23 Rep. Jore

**Closing by Sponsor:**

01:14:45 Rep. Bob Lake

01:16:23 Break

01:30:24 Resume

**EXECUTIVE ACTION ON HB 284**

01:30:25 **Motion/Vote:** Rep. Hendrick moved that HB 284 **BE TABLED. MOTION CARRIED** unanimously by voice vote with Reps. Dutton, Wilson, Van Dyk and Cordier voting by proxy.

**EXECUTIVE ACTION ON HB 199**

01:32:15 **Motion:** Rep. Hendrick moved that HB 199 **DO PASS.**

**Discussion:**

01:32:38 Rep. Peterson

01:32:59 **Motion:** Rep. Peterson moved that HB 199 **BE AMENDED.**  
**EXHIBIT(fih22a05)**

**Discussion:**

01:33:59 Rep. Peterson  
01:34:50 Rep. Becker  
01:35:27 Rep. Hilbert  
01:36:42 Rep. Peterson  
01:37:45 Rep. Hilbert  
01:38:12 Rep. Peterson  
01:38:28 Rep. Hilbert  
01:38:56 Rep. Peterson  
01:39:47 Rep. Hilbert  
01:40:54 Rep. Hendrick  
01:42:08 Rep. Ward

01:42:57 **Vote:** **MOTION FAILED** 2-17 by roll call vote with Reps. Peterson and Ward voting aye and Reps. Cordier, Dutton, Van Dyk and Wilson voting by proxy.

01:44:20 **Motion:** Rep. Peterson moved that HB 199 **BE AMENDED.**  
**EXHIBIT**(fih22a06)

**Discussion:**

01:45:05 Rep. Peterson  
01:46:21 Rep. Hilbert

01:46:30 **Vote:** **MOTION CARRIED** unanimously by voice vote with Reps. Cordier, Dutton, Van Dyk and Wilson voting by proxy.

01:47:15 **Motion/Vote:** Rep. Hendrick moved that HB 199 **DO PASS AS AMENDED. MOTION CARRIED** 16-3 by voice vote with Reps. Jore, Koopman, and Vincent voting no and Reps. Cordier, Dutton, Van Dyk and Wilson voting by proxy.

**EXECUTIVE ACTION ON HB 264**

01:49:06 **Motion:** Rep. Hendrick moved that HB 264 **DO PASS.**

01:49:45 **Motion:** Rep. Hendrick moved that HB 264 **BE AMENDED.**  
**EXHIBIT**(fih22a07)

**Discussion:**

01:50:04 Doug Sternberg, Legislative Services Division  
01:53:06 Rep. Hilbert  
01:53:34 Doug Sternberg  
01:55:23 Jeff Hagener, Director, Fish, Wildlife & Parks  
01:56:45 Rep. Becker  
01:57:25 Doug Sternberg  
01:58:19 Rep. Ward  
01:58:36 Rep. Koopman  
01:59:32 Jeff Hagener  
02:00:48 Rep. Koopman  
02:01:49 Jeff Hagener  
02:02:14 Rep. Koopman  
02:02:55 Chairman Milburn  
02:03:00 Doug Sternberg  
02:04:01 Rep. Peterson  
02:04:21 Rep. Hilbert  
02:05:15 Jeff Hagener  
  
02:05:33 **Vote:** **MOTION CARRIED** 18-1 by voice vote with Rep. Groesbeck voting no and Reps. Dutton, Wilson, Van Dyk and Cordier voting by proxy.  
  
02:06:22 **Motion:** Rep. Hendrick moved that HB 264 **DO PASS AS AMENDED.**

**Discussion:**

02:06:35 Rep. Peterson  
02:07:07 Doug Sternberg  
02:09:34 Rep. Vincent  
02:10:06 Doug Sternberg  
02:11:28 Rep. Peterson  
  
02:12:15 **Vote:** **MOTION CARRIED** 18-1 by roll call vote with Rep. Ward voting no and Reps. Cordier, Dutton, Van Dyk and Wilson voting by proxy.

**ADJOURNMENT**

Adjournment: 6:10 P.M.

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REP. MIKE MILBURN, Chairman

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DEBRA POLHEMUS, Secretary

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Additional Exhibits:

**EXHIBIT** ([fih22aad.pdf](#))